

2171 #6
PATENT 135

Case Docket No. FNDSTN.013A
Date: February 21, 2003 03-5-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Stuart McClure et al.
Appl. No. : 10/050,675
Filed : January 15, 2002
For : SYSTEM AND METHOD FOR
NETWORK VULNERABILITY
DETECTION AND
REPORTING
Examiner : Unknown
Group Art Unit : 2171

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: United States Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202, on

February 21, 2003
(Date)
Arthur S. Rose
Arthur S. Rose, Reg. No. 28,038

TRANSMITTAL LETTER

United States Patent and Trademark Office
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Arlington, VA 22202

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Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) An Information Disclosure Statement.
- (X) A PTO Form 1449 with ten (10) references.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

Arthur S. Rose
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(949) 760-0404

FNDSTN.013A



PATENT

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INFORMATION DISCLOSURE STATEMENT

United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

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Dear Sir:

Enclosed is form PTO-1449 listing references that are also enclosed. These documents are from Foundstone, Inc. v. NT OBJECTives, Inc., Case No. 02CC15350 (Sup. Ct. Cal.), a trade secret action currently pending in the Superior Court, County of Orange, State of California.

Pursuant to 37 C.F.R. § 1.97(g) and (h), Applicant makes no representation that a search has been made or that the information is considered to be material to patentability. Additionally, inclusion on this list is not an admission that any of the cited documents are prior art in this application. Further, Applicant makes no representation regarding the completeness of this list, nor represents that better art does not exist.

This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required in accordance with 37 C.F.R. § 1.97(b)(3). If a first Office Action on the merits was mailed before the mailing date of this

Appl. No. : 10/050,675
Filed : January 15, 2002

Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to
Deposit Account No. 11-1410.

Respectfully submitted,

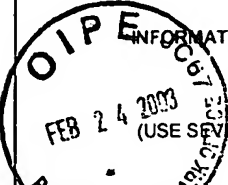
KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 2/21/03

By: 

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FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. FNDSTN.013A	APPLICATION NO. 10/050,675
 INFORMATION DISCLOSURE STATEMENT BY APPLICANT (USE SEVERAL SHEETS IF NECESSARY)		APPLICANT Stuart McClure et al.	
		FILING DATE January 15, 2002	GROUP 2171

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U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)
	Declaration of Dan Kuykendall in Opposition to OSC Re: Preliminary Injunction, <u>Foundstone, Inc. v. NT OBJECTIVES, Inc.</u> , Case No. 02CC15350 (Sup. Ct. Cal.), dated October 23, 2002, pgs. 3-4.
	Declaration of Micahel J. Morton in Opposition to OSC Re: Preliminary Injunction, <u>Foundstone, Inc. v. NT OBJECTIVES, Inc.</u> , Case No. 02CC15350 (Sup. Ct. Cal.), dated October 23, 2002, pgs. 2-5.
	Declaration of Eric Caso in Opposition to OSC Re: Preliminary Injunction, <u>Foundstone, Inc. v. NT OBJECTIVES, Inc.</u> , Case No. 02CC15350 (Sup. Ct. Cal.), dated October 23, 2002, pgs. 2-5 & Exhibits B, C and D.
	Declaration of Jassen D. Glaser in Opposition to OSC Re: Preliminary Injunction, <u>Foundstone, Inc. v. NT OBJECTIVES, Inc.</u> , Case No. 02CC15350 (Sup. Ct. Cal.), dated October 23, 2002, pgs. 6-10 & Exhibits F, G.
	Memorandum of Points and Authorities in Support of Defendants' Opposition to Plaintiff's OSC Re: Preliminary Injunction, <u>Foundstone, Inc. v. NT OBJECTIVES, Inc.</u> , Case No. 02CC15350 (Sup. Ct. Cal.), dated October 23, 2002, pgs. 9-10.
	Dan Kuykendall, a/k/a Seek3r, "Legal Docs: The response to their complaint", <www.kuykendall.org>, printed October 25, 2002, pgs. 2-4.
	Declaration of Stuart McClure in Support of Plaintiff's Application for Temporary Restraining Order and Preliminary Injunction, <u>Foundstone, Inc. v. NT OBJECTIVES, Inc.</u> , Case No. 02CC15350 (Sup. Ct. Cal.), dated October 4, 2002, pgs. 2-5.
	Plaintiff's Memorandum of Points and Authorities in Support of Application for Temporary Restraining Order, Preliminary Injunction, <u>Foundstone, Inc. v. NT OBJECTIVES, Inc.</u> , Case No. 02CC15350 (Sup. Ct. Cal.), dated October 4, 2002, pgs. 9-13
	Plaintiff's Reply in Support of Motion for Preliminary Injunction, <u>Foundstone, Inc. v. NT OBJECTIVES, Inc.</u> , Case No. 02CC15350 (Sup. Ct. Cal.), dated October 25, 2002, pgs. 5-8.
	Plaintiff Foundstone's Supplemental Reply in Support of Order to Show Cause Re: Preliminary Injunction, <u>Foundstone, Inc. v. NT OBJECTIVES, Inc.</u> , Case No. 02CC15350 (Sup. Ct. Cal.), dated October 28, 2002, pgs. 2-3

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EXAMINER	DATE CONSIDERED
*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.	